



Attorney's Docket No. 005220.P004

Patent

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

David D. Faraldo II

Application No.: 10/020,123

Filed: October 30, 2001

For: ALERT MANAGEMENT DATA  
INFRASTRUCTURE AND  
CONFIGURATION GENERATOR

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) Examiner: Leroux, Etienne Pierre

) Art Group: 2161  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION UNDER 37 C.F.R. § 1.131**

I, David D. Faraldo II, declare the following:

1. I am an inventor of the above identified patent application.
2. I have reviewed the application, including the claims of the application, and I have also reviewed a copy of the current claims which are pending (a copy of which is attached as Exhibit A).
3. The declaration made herein is to establish reduction to practice of the invention prior to March 27, 2001, which is the effective filing date of the Provisional Patent Application for U.S. Patent Application Publication 2002/0178246 A1.
4. The claimed invention was implemented prior to March 27, 2001. Hence, the claimed invention was reduced to practice prior to March 27, 2001.
5. Exhibit B attached herewith is a title page of a Product Requirements Document (PRD) for NOCpulse Internet Operational Support Service, dated August 30, 2000, i.e., prior to March 27, 2001. The PRD describes the NOCpulse service incorporating the Telalert system which is the subject matter of the above identified patent application.
6. Exhibit C attached herewith includes page 10 of the PRD, stating that the Telalert system has been integrated into the NOCpulse service. Page 10 describes the

Telalert system that provides the functionality of the presently claimed invention. As stated above, the PRD is dated prior to March 27, 2001.

7. Based on the above description and as is evident from the attached exhibits, the reduction to practice of the subject matter described in the present application was prior to March 27, 2001.

9. I declare, to the best of my knowledge, that all statements made in this document are true, and that all statements made on the information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified patent application or any patent issued thereon.

Dated: 2006-11-30

  
Name: David D. Faraldo II